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HOWARD  
RICE  
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CANADY  
FALK  
& RABKIN  
A Professional Corporation

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
SAN FRANCISCO DIVISION

EDWARDS LIFESCIENCES LLC and  
ENDOGAD RESEARCH PTY LIMITED,

Plaintiffs/Counterclaim  
Defendants,

v.

COOK INCORPORATED and  
W.L. GORE & ASSOCIATES, INC.,

Defendants/Counterclaim  
Plaintiffs.

No. C 03-3817 JSW

Action Filed: August 15, 2003

**~~PROPOSED~~ ORDER RE  
PLAINTIFFS' DECEMBER 17, 2007  
REQUEST FOR A SEALING ORDER  
PURSUANT TO CIVIL L.R. 79-5(d)**

Date: February 1, 2008  
Time: 9:00 a.m.  
Place: Courtroom 2, 17th Floor  
Judge: Hon. Jeffrey S. White

Trial Date: None Set

1 In consideration of Plaintiffs' Administrative Request For A Sealing Order Pursuant To  
2 Civil L.R. 79-5(d) ("Request"), filed December 17, 2007, and all papers and arguments related  
3 thereto, including the Declaration Of Jeff Nichols Pursuant To Civil L.R. 79-5(d) Regarding  
4 Exhibits Lodged In Connection With Plaintiffs' Opposition To Cook's Motion For Summary  
5 Judgment Of Noninfringement, filed December 21, 2007,  
6

7 IT IS HEREBY ORDERED that the Request is GRANTED IN PART and DENIED IN  
8 PART.

9 Specifically, the Request is GRANTED with respect to the following pages of Dr.  
10 Greenberg's deposition transcript attached as Exhibit C to the Braun Declaration: (1) page 42,  
11 line 3 to page 43, line 19; and (2) page 67, line 13 to page 68, line 6. The Clerk is directed to  
12 file these portions of Exhibit C to the Braun Declaration under seal.  
13

14 The Request is DENIED with respect to Exhibits A, W, and JJ to the Braun Declaration,  
15 the portions of the transcript attached as Exhibit C to the Braun Declaration not ordered under  
16 seal in the preceding paragraph, and Exhibits E and F to the Taylor Declaration. In addition, the  
17 Request is DENIED with respect to the redacted versions of Plaintiffs' Opposition to Cook's  
18 Motion for Summary Judgment of Noninfringement and the Taylor Declaration, which were  
19 lodged with the Court. Accordingly, Plaintiffs are hereby ordered to file these remaining items  
20 in the public record without redaction. The denial is based on Cook's decision to withdraw the  
21 designation of confidentiality as to these items.  
22

23 DATED: January 2, 2008

24   
25 UNITED STATES DISTRICT JUDGE  
26 JEFFREY S. WHITE  
27  
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